

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Zucherman et al

Appln. No.: 10/694,103

Confirm. No.: 3095

Filed: 10/27/2003

Title: INTERSPINOUS PROCESS IMPLANT WITH
RADIOLUCENT SPACER AND LEAD-IN
TISSUE EXPANDER

PATENT APPLICATION

Art Unit: 3731

Examiner:

Customer No. 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Art Unit 3731, Alexandria, Virginia 22313-1450, on 6/17 2004.

(Attorney Signature)

Sheldon R. Meyer, Reg. No. 27,660

Signature Date: 6/17 2004.

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. §1.136

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In the Notice to File Missing Parts of Nonprovisional Application, a shortened period for response was set to expire on April 6, 2004

Pursuant to 37 C.F.R. §1.136(a), Applicant(s) hereby petition(s) the Commissioner for an [a further] extension of time for responding to the Office Action up to and including June 6, 2004.

____ Applicant(s) hereby claim small entity status under 37 C.F.R. § 1.27.

06/14/2004 SDENBOB1 00000007 10694103

02 FC:2252

210.00 OP

The amount of the petition fee set by 37 C.F.R. §1.17 is determined as follows:

Fee (Large Entity/Small Entity)	Extended Month
_____ \$ 110.00/\$ 55.00	First
✓_____ \$ 420.00/\$210.00	Second
_____ \$ 950.00/\$475.00	Third
_____ \$1,480.00/\$740.00	Fourth
_____ \$2,010.00/\$1,005.00	Fifth

TOTAL PETITION FEE \$210.00

The TOTAL PETITION FEE is included with the payment of other papers filed together with this petition.


The other papers enclosed or associated with this communication include:

- _____ A reply to the Office Action was previously filed on _____.
- _____ A reply to the Office Action is filed herewith.
- _____ A reply will be filed subsequently.
- _____ A continuation application is filed herewith.
- _____ A divisional application is filed herewith.
- _____ A continuation-in-part application is filed herewith.
- _____ A continued prosecution application is filed herewith.
- _____ A Request for Continued Examination is filed herewith.
- _____ "Small Entity" status for this application has previously been established.
- ✓_____ Other: Response to Notice to File Missing Parts of Nonprovisional Application.

The Commissioner is hereby authorized to charge any deficiencies or credit overpayment to
Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: 6/7/09

By: 
Sheldon R. Meyer
Reg. No. 27,660

FLIESLER MEYER LLP
Four Embarcadero Center, Fourth Floor
San Francisco, California 94111-4156
Telephone: (415) 362-3800